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**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

**United States District Court
Southern District of Texas
FILED**

SEP 14 2003

Michael N. Milby
Clerk of Court

LUIS ALEJANDRO GARZA	*	
	*	
VS.	*	CIVIL ACTION NO. B-02-154
	*	FEDERAL TORT CLAIMS ACT
THE UNITED STATES OF	*	
AMERICA	*	

**PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS
AND MOTION FOR CONTINUANCE OF DEFENDANT'S MOTION
FOR SUMMARY JUDGEMENT**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, LUIS ALEJANDRO GARZA, Plaintiff in the above-entitled and numbered cause and files this his response to Defendant's motion to dismiss, and moves for a continuance of the hearing on Defendant's motion for summary judgment, and in support thereof would respectfully show as follows:

1.

When reviewing the merits of a motion to dismiss under Rule 12 (b) (1) and (6) the court should assume that the facts alleged in the complaint are true, construe the complaint liberally in favor of the Plaintiff and not dismiss the complaint unless it appears beyond a doubt that Plaintiff can prove no set of facts upon which relief can be granted. *Kane Enterprises v. Magregor (U.S.A.), Inc.* 322 F. 3d 371,374 (5th Cir. 2003)

2.

Plaintiff alleges in his FIRST AMENDED COMPLAINT that while a prisoner at Defendant's Three Rivers Correctional Facility he was severely beaten by inmates. Plaintiff further alleges that the investigation conducted by prison officials concluded that a prison gang called the "Border Brothers" were apparently retaliating against Plaintiff and four other inmates whom they believed were part of another prison gang called the "Texas Syndicate". Plaintiff denies any gang affiliation.

3.

Plaintiff has further pled that employees of the Federal Bureau of Prisons knew, and continue to know, that gang violence is a real and continuing threat to the safety of persons living and working in penitentiaries.

4.

Plaintiff further alleges that at the time he was beaten that he was one of over two hundred inmates in the facility's recreation yard who were to be supervised by one guard, officer Deborah Romero.¹ Plaintiff further alleges that Romero was under "SPECIFIC POST ORDERS FOR RECREATIONAL PATROL" to patrol and supervise the recreation yard and to prevent inmates from gathering into "large groups."²

¹ See Exhibit 1.

² See Exhibit 2, pages 1 and 5.

5.

Plaintiff further alleges that despite these orders officer Romero was not patrolling the recreation yard or supervising the inmates but in fact allowed approximately 70 inmates to gather into a group over a period of about 45 minutes, first near the basketball courts and then the handball courts.³ Plaintiff further alleges that the group split into two parts, with one group of about 35 inmates attacking Plaintiff, and the rest attacking other inmates, one of whom, like Plaintiff, was severely injured.⁴

6.

Plaintiff alleges that as a result of the assault he suffered a fractured skull, loss of hearing in his left ear, TMJ Syndrome, frequent and severe headaches and a large scar on the left side of his head.⁵

7.

The government's motion to dismiss is based upon the premise that the recreation patrol officer's failure to supervise the inmates in the recreation yard and prevent inmates from gathering into a large group were discretionary decisions excepted from liability under the Federal Tort Claims Act.

³ See Exhibit 1, page 2.

⁴ See Exhibit 2, pages 21, 24-25, 32, 34, 37, 39 and 43.

⁵ See Exhibit 1, pages 2-3.

8.

The government cites the court to the relevant cases analyzing when a federal employee's choice in implementing an administrative policy rises to the level of a discretionary decision which Congress indeed intended to shield from judicial review. *Berkovitz v. United States*, 486 U.S. 531, 108 S. Ct. 1954 (1998); *United States v. Gaubert*, 499 U.S. 315, 111 S. Ct. 1267 (1991); *United States v. S.A. Empresa de Viacao Aerea Rio Grandense (Varig Airlines)*, 467 U.S. 797, 104 S. Ct. 2755 (1984); and, *Buchanan v. United States*, 915 F. 2d. 969 (5th Cir. 1990).

9.

The discretionary function exception to liability under the Federal Tort Claims Act, set out in 28 U.S.C. 2680(a), has two clauses. The first clause exempts actions mandated by statute or regulation, but only if the actor exercises due care. The second clause exempts all actions, regardless of negligence, if they involve the type of decisions which pertain to choices in formulation or implementation of legislative or administrative policy. The government moves for dismissal based upon the latter clause.

10.

In the government's motion, by arguing that the Bureau of Prisons has no specific numerical limits or rule governing ratio of staff to inmates, impliedly acknowledges that there were ridiculously few staff

supervising a vast number of inmates in the recreational yard on the occasion in question. The government makes the same argument that because there are no "numerical limits on the number of inmates who may congregate at any one particular time" that a guard's decision to allow seventy inmates to gather was a discretionary decision shielded from liability.

11.

Under the analysis set out in *Berkovitz*, supra, if no choice is involved, there is no immunity. Also see *Louisiana v. Public Investors, Inc.*, 35 F. 3d 216, 220-221 (5th Cir. 1994). It is Plaintiff's position that Romero had no discretion whether or not to patrol the yard and whether or not to prevent a large group from gathering. During the relevant time, Romero was under specific post orders to patrol the yard, except during open movement between 6:55 and 7:05 pm.⁶ Plaintiff claims that the perpetrators had been gathering for 45 minutes before the attack, which the government estimates started about 7:10 pm.⁷ Statements taken by the government from inmates who were present show that it was obvious there was danger brewing and that no one was patrolling the yard.⁸ At least two inmates actually left the area before the assault

⁶ See Exhibit 2, pages 1-2.

⁷ See Exhibit 2, pages 14-15.

⁸ See Exhibit 2, pages 21, 24-25, 32, 34, 37, 39 and 43.

started to get out of harm's way.⁹ Another inmate stated that before and at the time the assault commenced that he was with Romero at the entrance gate.¹⁰ In short Romero's failure to patrol the yard and prevent a massive gathering of inmates was a violation of mandatory, specific, post orders with no discretionary decision-making present.

12.

However, in the event the court finds that officer Romero had a choice as to when to patrol the recreational yard, and a choice as to what she considered a "large group," the discretionary function exception still would not apply. Such choices or decisions are not the type that the discretionary function exception was designed to protect.

13.

The Supreme Court has continually held that Congress' intent in creating the discretionary function exception was to prevent judicial second-guessing of legislative and administrative decisions regarding creation and implementation of social, economic, political or administrative policy. *United States v. Varig Airlines*, 104 S. Ct., at 2764-2765 (1984) and *Dalehite v. United States*, 73 S. Ct. 956, 968 (1953). By claiming that Romero's choices, if any, were choices grounded in implementation of social, economic, political or

⁹ See Exhibit 2, pages 21 and 24.

¹⁰ See Exhibit 2, pages 45-46.

administrative policy the government is attempting to stretch the discretionary function defense too far. The Court in *Gaubert*, *supra*, explained that there are many mundane, discretionary decisions which governmental employees must make which do not rise to the status of a policy choice. Justice White noted that a government employee driving an automobile would need to constantly exercise discretion, but that the employee's decisions could "hardly be said to be grounded in regulatory policy." At S.Ct. page 1275, FN 7. Likewise, Romero's decisions whether to patrol the yard or whether 70 inmates constituted a large group clearly were not decisions "grounded in regulatory policy."

14.

In response to the government's alternative motion for summary judgment, Plaintiff moves the court to continue the hearing on the motion until discovery has been completed. Discovery in this matter has proceeded slowly. The government has slowly produced voluminous records from the Bureau of Prisons and the Federal Bureau of Investigation. Plaintiff's counsel has had to review approximately 1500 pages of documents, with the government still withholding several documents under claim of privilege. Plaintiff intends to ask the court to review those documents *in camera*. The government has yet to produce multiple photographs reportedly depicting the relevant area before and during the assaults.

15.

Now that plaintiff has had an opportunity to review most of the government's records, he intends to propound additional interrogatories asking the government to identify each inmate and guard in the recreational area during the hour and a half before the assaults, the reasons and policies behind the post orders forbidding the inmates to gather in large groups, and if necessary seek to compel the government to identify other assaults which have occurred at the recreational yard in question within the past ten years.

16.

Because access, by necessity, is severely restricted access in a penitentiary, Plaintiff must depose and/or obtain permission to interview the inmates whose statements are attached as exhibits to this response, namely, P. Garza, no. 86842-079; Hammers, no. 29501-077; Hodges, no. 09177-035; Alfonzo Martinez, No 85652-079; Romero, no. 39571-008; G. Haynes, no. 03996-025; Danny Schertz, no. 0610-112; L.D. Richardson, no. 23687-077; Cory Williams, no. 76893-079; Robert Alford, no. 02020-081; Gomez, no. 05760-080; Frazier, no. 46222-079; Sergio Diaz, no. 83514-080; S. Diaz-Alvarez, no. 83514-080; D. Brock, no. 10471-035; and Cabrera-Pris, no. 93405-079.

17.

Plaintiff also intends to depose the government employees who have been identified as having knowledge of what occurred at the recreation yard during the hour or so before the assaults, including, but not limited to, guards Deborah Romero and Willie Martin and D. Esparza.

18.

Wherefore, Plaintiff prays the government's motion to dismiss be denied and that the court continue the hearing on government's alternative motion for summary judgment until Plaintiff has been afforded adequate time to conduct discovery.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Barry R. Benton", with a long horizontal flourish extending to the right.

Barry R. Benton
284 Ebony Ave.
Brownsville, Texas 78520
Telephone (956) 546-9900
Facsimile (956) 546-9997
Federal I.D. No. 3968
ATTORNEY IN CHARGE FOR
LUIS ALEJANDRO GARZA

VERIFICATION

I, Barry R. Benton, attorney in charge for Plaintiff do swear that the facts regarding the need for a continuance of the hearing of the hearing on Defendant's alternative motion for summary judgment set forth in paragraphs 14 to 17 above are true and correct to my personal knowledge.


Barry R. Benton

SUBSCRIBED AND SWORN TO BEFORE ME by the said BARRY R. BENTON, to which witness my hand and seal of office on this the 13th day of October, 2003.


Notary Public, State of Texas



Leslie Delgado
Notary's Name Printed:

April 21, 2007
My Commission Expires:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13~~th~~ day of October, 2003, the foregoing Plaintiff's Response to Defendant's Motion to Dismiss and Motion for Continuance of Defendant's Motion for Summary Judgment was hand-delivered to counsel of record, to wit:

Ms. Nancy L. Masso
Assistant U.S. Attorney
600 E. Harrison St., No. 201
Brownsville, Texas 78522

Via Hand-Delivery


BARRY R. BENTON

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

LUIS ALEJANDRO GARZA	*	
	*	
VS.	*	CIVIL ACTION NO. B-02-154
	*	FEDERAL TORT CLAIMS ACT
THE UNITED STATES OF	*	
AMERICA	*	

ORDER

ON THIS DAY came on for consideration in the above-entitled and numbered cause Defendant's Motion to Dismiss under Rule 12 (b) (1) and (6), and after considering the pleadings and arguments of counsel, it is the opinion and order of the court that said motion should be denied.

IT IS THEREFORE ORDERED that the Defendant's motion to dismiss is denied.

IT IS FURTHER ORDERED that Plaintiff's motion for continuance of the hearing on Defendant's alternative motion for summary judgment is granted and Plaintiff's response to said motion, if any, shall now be filed on or before _____, 200__.

Signed _____, 2003 at Brownsville, Texas.

xc: Mr. Barry R. Benton, (956) 546-9900
Ms. Nancy L. Masso, (956) 548-2549

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

**Exhibit
1**

LUIS ALEJANDRO GARZA *
 *
VS. * CIVIL ACTION NO. B-02-154
 *
THE UNITED STATES OF AMERICA *

AFFIDAVIT OF LUIS ALEJANDRO GARZA, PLAINTIFF

Before me, the undersigned authority this day personally appeared, Luis Alejandro Garza, known to me to be the person whose name is subscribed below and upon being duly sworn deposed and said:

"My name is Luis Alejandro Garza. I am the Plaintiff in the above-entitled and numbered cause. I am over the age of eighteen, of sound mind and competent in all respects to make this affidavit. The facts stated herein are based upon my personal knowledge.

"I am currently an inmate in the United States penitentiary in Pollock, Louisiana. I am serving a sentence for conspiracy to possess with intent to distribute cocaine. Prior to being transferred to Pollock, Louisiana I was confined in the United States Federal Correctional Institution located at Three Rivers, Texas.

About six months after arriving at Three Rivers, on February 6, 2001, I entered the recreational yard at 5:45 p.m. During the time I was in the recreational yard that day over two hundred inmates were in the recreational yard. I was in the yard for approximately an hour.

During that time I watched approximately seventy inmates gathering together over the course of 45 minutes, first at the basketball court, and then moving to the handball court. During this time there was one guard on duty, Deborah Romero, and she was at the entrance gate. None was in the yard. It was odd that so many inmates were gathering together and not ordered to disburse as it was the usual custom and practice, from my personal observation, that the guards would require groups of inmates of more than five persons to separate. This is the same custom and practice at the Pollock facility.

Between 7:10 and 7:15 that evening, February 6, 2001, I was sitting on a stationary bike outside the fenced-in, weightlifting area, waiting for a guard to open the weightlifting area for me to enter so that I could do my job of organizing the weights. While waiting, the large group of inmates which had assembled at the handball court divided into two groups and started running. One of the groups ran at me. I was assaulted by these inmates and suffered, among other injuries, a fracture on the left side of my skull. I was later told that blood was coming out of my ears and I was projectile vomiting. I was airlifted to Spohn Hospital in Corpus Christi where emergency surgery was performed to release pressure on my brain. I now have lost significant hearing in my left ear. I have sharp pain in the left side of my jaw, which makes it difficult to eat, and every two to three days I have excruciating

headaches which last from eight to ten hours. My face swells every morning and I have a long scar on the side of my head, which is very visible with my short hair.

In the ten to fifteen minutes before I was attacked there was no officer patrolling the recreation yard. Had an officer been properly patrolling the area he or she would have noticed that a huge group had assembled and either ordered them to disperse or called for assistance. In all likelihood that would have prevented the beating which I and three other inmates suffered."

Luis Alejandro Garza
LUIS ALEJANDRO GARZA

SUBSCRIBED AND SWORN TO BEFORE ME by the said LUIS ALEJANDRO GARZA, Affiant, to which witness my hand and seal of office on this the 23 day of September, 2003.

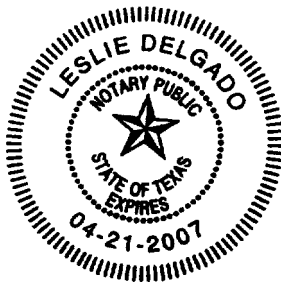
Sherry Rollins
Notary Public, State of ~~Texas~~ LOUISIANA

SEAL:

Sherry Rollins
Notary's Name Printed:

At Death
My Commission Expires:

SUBSCRIBED AND SWORN TO BEFORE ME by the said BARRY R. BENTON, to which witness my hand and seal of office on this the 13th day of October, 2003.




Notary Public, State of Texas

Leslie Delgado
Notary's Name Printed:

April 21, 2007
My Commission Expires:

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**FCI THREE RIVERS
THREE RIVERS, TEXAS**

DO NOT WRITE ON POST ORDERS

SPECIFIC POST ORDERS FOR

RECREATION PATROL

DUTY HOURS: 2:30 P.M. to 10:30 P.M.

AREA OF RESPONSIBILITY: SECURITY OF FEDERAL INSTITUTION
AND CAMP

EQUIPMENT: RADIO, KEY RING C-51, C-52, AND
HANDCUFFS

2:30 PM Report for duty in the prescribed uniform and report to the operations Lieutenant. Receive any pertinent information concerning the compound or your post. Proceed to the Control Center and draw key ring C-51 and C-52, a pair of handcuffs, and a radio. Proceed to the Metal Detector Station and conduct a test and inspection of the metal detector.

Your post assignment is primary the recreation yard to provide direct supervision of inmates entering and exiting the recreation yard during movement and provide security coverage of the recreation yard during close movements. Announce to the Perimeter Patrols that you will be on the Yard. You will conduct test and inspection of the metal detector upon your arrival of duty.

During mass inmate movements, you will ensure all inmates pass through the metal detector. Inmate wearing steel toe shoes will be required to remove their shoes prior to passing through the metal detector.

During closed movement, you will patrol the recreation yard. You will monitor and inspect all security devices and be alert for any physical security concerns or weakness. Report all discrepancies and signs of abnormal inmate activities immediately to the operations lieutenant and/or the special investigation supervisor.

The majority of your time will be spent monitoring inmate activities. You will

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not be responsible for controlling inmate traffic to and from the secure weight lifting area.

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In the event of an emergency, i.e., (body alarm, disturbance, etc.) You are to remain in the recreation yard, ensuring the yard gate is secured, ceasing all inmate movement to and from the recreation yard, unless otherwise instructed by the shift supervisor.

3:30 PM The recreation yard will be cleared of all inmates. You will make security inspections of the recreation yard, perimeter fence, and conduct routine searches of the recreation yard. In addition, you will use the "Garret GT 1000" hand-held metal detector to scan the ground surfaces for hidden weapons and contraband.

5:00 PM After a good count has been established, proceed to the recreation gate. The Operation Lieutenant will release inmates to the recreation yard, prior to feeding the evening meal to the general population. Inmates may enter the yard at this time, but will not leave until the last call for the evening meal. Make frequent pat searches of inmates passing through your area.

5:55 PM Upon completion of the evening meal, controlled movements will commence. Monitor the inmates entering and exiting the recreation yard through the metal detector and conduct pat searches of selected inmates. This will be period of high movement on the compound. Be alert for inmates attempting to transport contraband to the recreation yard.

6:05 PM Inmate movement will cease at this time, Continue your assigned duties and begin making watch calls to the Control Center Officer, via telephone extension 333.

6:55 PM Open movement commences. Monitor inmate activities on the recreation yard.

7:05 PM Movement closed. Monitor inmate activities on the recreation yard.

7:55 PM Open movement commences. Process inmates entering and exiting the recreation yard through the metal detector.

8:05 PM Movement closed, monitor inmate activities on the recreation yard.

8:30 PM The recreation yard is now closed for the evening. Screen all inmates through the metal detector in preparation for the 9:30PM count. Conduct a visual search of the recreation yard to ensure all inmates have exited.

SENSITIVE LIMITED OFFICIAL USE
January 3, 2000

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After determining all inmates have been removed from the area, begin a search of the yard for contraband and hidden weapons by use of the hand-held metal detector. At the completion of your searches, conduct a security inspection of the perimeter fence. Make appropriate entries into the shakedown log book and security inspection report, which is secured in the office of the Recreation Specialist and Lieutenant's Office.

Page 2 of 3

10:00 PM Assist in the official count and the collection of count slips and outside door keys from all of the unit officers. Once you have collected all the count slips and unit keys, take them to the Control Center.

10:25 PM Report to the Lieutenant's Office and Log in all area searches that you completed.

10:30 PM Your tour of duty is complete. Turn in your keys and other equipment the Control Center.

NOTE: These post orders are issued as a guideline for the officers assigned to this post, and are not intended to describe in detail all of the officers responsibilities. Good judgement and initiative are expected in all situations.

DO NOT LEAVE YOUR POST WITHOUT THE APPROVAL OF THE WATCH SUPERVISOR OR UNTIL PROPER RELIEF HAS BEEN PROVIDED.

Larry Sandson, Captain

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**FCI THREE RIVERS
THREE RIVERS, TEXAS**

DO NOT WRITE ON POST ORDERS

SPECIFIC POST ORDERS FOR

RECREATION PATROL

The primary responsibility of the Recreation Patrol Officer is to coordinate with the Shift Lieutenant and the Compound # 1 Officer for the supervision of inmate activity within all areas of the inner perimeter (i.e., gym, rec. yard, leisure center, etc.). The Recreation Patrol Officer will ensure all areas are covered. In the event of an emergency in any area of the institution, you must coordinate with the Recreation Staff to respond while ensuring that the Recreation Area is not left unsupervised. All activities, routine or otherwise, must be coordinated through the Shift Lieutenant and Recreation Staff.

INMATE ACCOUNTABILITY

As the Recreation Patrol Officer, with the assistance of the Recreation Staff you are responsible for maintaining accurate accountability of all inmates on the Recreation Yard. Coordinate with the Compound # 1 Officer for specific assignments during counts. All inmate movement ceases during any count.

It will be your responsibility in assisting the Compound #1 Officer to take all count slips from the compound to the Control Center. Coordinate with the other compound staff for their assistance. You should check each count slip and ensure that it is correct in format and has no markovers or corrections. Once you have collected all of the count slips and are satisfied that they are correct as stated above, turn them into the Control Center where they will be checked for accuracy.

INMATE SUPERVISION

The main objective of all BOP staff is the effective supervision of all inmates in whatever

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manner necessary. Staff should never over extend their vested authority, however use fair and impartial enforcement of all rules and regulations.

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As the Recreation Patrol Officer you are responsible for the supervision of inmates on the compound. Inmates should not be allowed to gather in large groups. Any movement of inmates after 10:00 PM must have the Shift Lieutenant's approval and all inmates must be escorted. Control and Mobile Officers are to be notified of the movement. Inmates being escorted from general population to the Special Housing Unit will be restrained from behind. All inmate traffic will pass through the metal detector.

SECURITY INSPECTIONS/SEARCHES

One of the most effective techniques available to staff, for ensuring the security of the institution is maintained, is the conducting of daily security inspections and searches. This helps to combat escape attempts, the introduction of contraband, and increases the overall safety and sanitation of the institution. EVERY staff member is responsible for ensuring the security of the institution is maintained. All areas of the institution will have a security inspection conducted daily. Immediately report and document, on the appropriate security inspection report, any discrepancies found.

As the Recreation Patrol Officer you are responsible for assisting the Recreation Staff in the security of the entire Recreation area . You may be assigned to conduct security inspections of the perimeter fence.

FENCE CHECK PROCEDURES

All zones are to be tested by using the hook on the pole to pull down on the fence to simulate someone climbing on it; then using the opposite end, rake across the fence to simulate someone attempting to cut the fence. These simple tests should activate the alarm be certain that you notify the Control Center prior to conducting the test, and communicate which zone you are getting ready to activate. You may want one of the perimeter patrol officers to help you by relaying messages for you to the Control Center. Each time you activate an alarm you must wait for the Control Center Officer to reset that alarm before you make another test. You will use the channel two frequency at all times when communicating with the Control Center while conducting the fence alarm zones tests.

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A form will be maintained in the Control Center and shall be filled out completely with all pertinent information recorded. If malfunctions or security breaches are found, circle the area on the map and enter any other comments or explanations in the space provided.

All breaches or malfunctions will be reported to the Shift Lieutenant immediately.

SEARCHES

When conducting searches, there are two (2) primary areas of concern: inmates and areas. The objective of searches is to detect contraband, prevent escapes, maintain institutional sanitation standards, and to eliminate fire and safety hazards.

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Inmates and their living, work, and leisure areas can be searched by staff without notice to or prior approval from the inmate and without the inmate's presence. Searches should be conducted routinely but at irregular times so as to not set a pattern.

METHODS OF SEARCHING

PAT SEARCHES

As the Recreation Patrol Officer, numerous pat searches are to be conducted on a routine basis. Pat searches are used more frequently than others. Inmates entering and departing the Recreation area should be searched periodically.

Any inmate observed acting suspiciously or observed carrying books, boxes, or any other article(s) not normally observed should also be searched.

(Refer to general post orders for pat search procedures)

VISUAL SEARCHES (STRIP)

Visual searches may be conducted anytime staff believes the situation warrants (i.e., concealment of contraband, possession of narcotics or paraphernalia, or possession of weapons).

Strip searches must be conducted in a secluded area and by a staff member of the same sex. In cases of emergencies, staff members of the opposite sex may conduct strip searches. All strip searches must be documented in the Visual Search Log maintained in the Lieutenant's Office. (Refer to general post orders for strip search procedures)

USE OF THE METAL DETECTOR

Metal detectors will be used on a routine basis. When using the walk through metal detector, the inmate will empty his pockets, placing all items on the inspection table. The inmate will then be instructed to pass through the metal detector. If the metal detector indicates a negative reading, the inmate's personal belongings will be inspected and returned. The officer will conduct random

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pat searches of all inmates on an irregular basis.

If the metal detector indicates positive, the inmate will be instructed to submit to a pat search.

RESPONDING TO EMERGENCIES

All emergencies (i.e., 222, body alarms, no-dial, fire alarms, etc.) will be responded to by all available staff. The Compound #1 Officer will be responsible for coordinating the response with the Shift Lieutenant. Under no circumstances will the Recreation area be left unsupervised, even during an emergency.

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FIRE ALARMS

All fire alarms are to be considered actual. During the hours of 10:00 PM to 6:00 AM, the housing units will not be evacuated unless instructed to do so by the Shift Lieutenant. The source of the alarm will be determined and in the event evacuation is deemed necessary, all areas of the unit will be searched and cleared. Inmates from the evacuated unit will be assembled in the compound area between the units. During the hours of 6:00 AM to 10:00 PM, all inmates will be evacuated from the unit where the alarm was activated. In cases where there is an actual fire that threatens the safety of staff and/or inmates, the Shift Lieutenant will notify all concerned staff that the established fire emergency plan should be implemented.

MEDICAL EMERGENCIES

The first staff member to arrive at the location of a medical emergency, involving either staff or inmate, will ensure the appropriate alarm is activated depending upon the seriousness of the emergency. The Duty Medical staff will be notified immediately and any initial instructions will be obtained from them. All staff should be available to render first aid (CPR, life saving techniques, etc.) until arrival of medical staff or the injured parties are transported to the hospital.

ESCAPE ATTEMPTS

In the event that you observe an escape attempt in progress, immediately notify Control. Do not delay, time is of the essence and could mean the difference between a failed or successful escape.

Caution must be exercised in this situation. Do not attempt to physically restrain the inmate(s) unless you are sure of controlling the situation and have adequate staff assistance. Ensure the area where the escape attempt is occurring is cleared of all bystander and uninvolved inmates. Give verbal orders to the escapee(s) to cease or halt their actions. Do not rush up to the perimeter fence, as you could place yourself in the line of fire from the Mobile Officers should the use of firearms become necessary. The possibility also exists that the mobiles may not be able to visually identify you and you could be mistaken for an inmate.

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HELICOPTER ESCAPES

The possibility exists that an escape might be attempted by the use of a helicopter. This situation calls for extreme caution because the persons in the helicopter most likely will be armed. Obtain as much information as possible about the helicopter and passengers (i.e., color, markings, registration number, number of occupants, direction of travel, etc.). Instruct all inmates to clear the area and if at all possible, prevent the involvement of all others in the escape. Use good judgement and do not place yourself or others in any unnecessary jeopardy.

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HOSTAGES

If a hostage situation occurs, under no circumstances will any inmate be allowed exit from the institution. Orders given by staff held under duress, regardless of rank or position, will not be followed.

Larry Sandson, Captain

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January 3, 2000

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**FCI THREE RIVERS
THREE RIVERS, TEXAS**

DO NOT WRITE ON POST ORDERS

SPECIFIC POST ORDERS FOR

RECREATION PATROL

DUTY HOURS: 6:00 A.M. to 2:30 P.M.

AREA OF RESPONSIBILITY: SECURITY OF FEDERAL INSTITUTION
AND CAMP

EQUIPMENT: RADIO, KEY RING C-51, C-52, AND
HANDCUFFS

6:00 AM Report for duty in the prescribed uniform and report to the Operations Lieutenant. Receive any pertinent information concerning the compound or your post. Proceed to the Control Center and draw key ring C-51 and C-52, a pair of handcuffs, and a radio. Proceed to the Recreation metal detector station and conduct a test and inspection of the metal detector.

Your post assignment is the recreation yard to provide direct supervision of inmates entering and exiting the recreation yard during movement and provide security coverage of the recreation yard during non movement periods. You will test and inspect the metal detector upon your arrival of duty.

During inmate movement periods, you will ensure all inmates pass through the metal detector. Inmates wearing steel toe shoes will be required to remove their shoes prior to passing through the metal detector.

During non movement periods, you will patrol the recreation yard. Announce to the Perimeter Patrols that you will be on the Yard. You will monitor and inspect all security devices and be alert for any physical security concerns or weakness. Report all discrepancies and signs of abnormal inmate activities immediately to the Operations Lieutenant and/or the Special Investigation Supervisor.

The majority of your time will be spent monitoring inmate activities. You will not be responsible for controlling inmate traffic to and from the secure weight lifting area.

In the event of an emergency, i.e., (body alarm, disturbance, etc.) You are to remain in the recreation yard, ensuring the yard gate is secured, ceasing all inmate movement to and from the recreation yard, unless otherwise instructed by the shift supervisor.

7:00 AM (Approximately) During the weekdays the dining hall will be closed at this time.

7:30 AM (Approximately) During the weekends and holidays the dining hall will be closed at this time.

7:50 AM The compound will now be closed for inmate movement. All inmates will be either at their work detail, or in their assigned housing units.

8:25 AM Assume supervision of the recreation yard as another period of inmate movement has just started. Patrol the entire yard pat searching inmates. Make rounds of the recreation and gym area. Be flexible. You may be called upon to assume varying duties for the Activities Lieutenant.

8:35 A.M. Compound will now be closed for inmate movement. Continue patrolling the Recreation area. These periods of 10 minute inmate movement will continue throughout the day.

9:30 A.M. (WEEKENDS AND HOLIDAYS) Yard recall. Ensure that all inmates return to their assigned areas in preparation for the 10:00am count. Inform the Perimeter Patrols that the Rec. Yard is clear and you will be leaving the yard for count.

10:00 A.M. Count on weekends and holidays will commence at this time. You may be assigned an area to count and you also may be responsible for picking up count slips from units and details and taking them to Control Center. Ensure that the count slips are in proper format and have no markovers or corrections.

10:30 A.M. (Weekdays) Yard recall.

You will make security inspections of the recreation yard, perimeter fence, and conduct routine searches of the recreation yard. In addition, you will use the "Garret GT 1000" hand-held metal detector to scan the ground surfaces for hidden weapons and contraband.

Page 2 of 3

12:00 PM Upon completion of the noon meal, controlled movements will commence. Monitor the inmates entering and exiting the recreation yard through the metal detector and conduct random pat searches of inmates. This will be period of high movement on the compound. Be alert for inmates attempting to transport contraband to the recreation yard.

2:25 PM Report to the Lieutenant's Office and log in all area searches that you completed.

2:30 PM Your tour of duty is complete. Turn in your keys and other equipment the Control Center.

NOTE: These post orders are issued as a guideline for the officers assigned to this post, and are not intended to describe in detail all of the officers responsibilities. Good judgement and initiative are expected in all situations.

DO NOT LEAVE YOUR POST WITHOUT THE APPROVAL OF THE WATCH SUPERVISOR OR UNTIL PROPER RELIEF HAS BEEN PROVIDED.

Larry Sandson, Captain

SENSITIVE LIMITED OFFICIAL USE
January 3, 2000

000012

BP-S288.052 INCIDENT REPORT
MAY 1994
U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRIS

1. Name Of Institution:
FCI THREE RIVERS, TEXAS

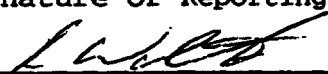
Part I - Incident Report

2. Name Of Inmate Garcia-Becerra, Pedro	3. Register Number 59771-065	4. Date Of Incident February 06, 2001	5. Time 7:06 p.m.
6. Place Of Incident Recreation Yard	7. Assignment Unassigned	8. Unit Jim Wells	

9. Incident Assaulting Another Person (Serious)

Code: 101

11. Description Of Incident (Date: 02-21-02 Time: 9:00 a.m. Staff become aware of incident) On February 21, 2002, at 9:00 a.m., an investigation was concluded. This investigation clearly reveals inmate Garcia-Becerra #59771-065, assaulted inmate Castro-Ontiveros #25117-177, on February 06, 2001, at approximately 7:06 p.m., on the Recreation Yard near the weight cage. This assault was part of an incident where several Border Brother gang members assaulted members and associates of the Texas Syndicate prison gang. A video tape of this incident clearly revealed inmate Garcia-Becerra and several other inmates assaulting inmate Castro-Ontiveros by striking him with their fists and kicking him. Castro-Ontiveros sustained severe head trauma as a result of the incident.

12. Signature Of Reporting Employee 	Date And Time 02-21-02 9:30 a.m.	13. Name And Title (Printed) R. Webster, Special Investigative Supervisor
14. Incident Report Delivered To Above Inmate By	15. Date Incident Report Delivered	16. time Incident Report Delivered

Part II - Committee Action

17. Comments Of Inmate To Committee Regarding Above Incident

18. A. It Is The Finding Of The Committee That You:
____ Committed The Following Prohibited Act.
____ Did Not Commit A Prohibited Act.

B. ____ The Committee Is Referring The Charge(s) To The DHO For Further Hearing.
C. ____ The Committee Advised The Inmate Of Its Finding And Of The Right To File An Appeal Within 15 Calendar Days.

19. Committee Decision Is Based On The Following Information

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)

21. Date And Time Of Action _____ (The UDC Chairman's Signature Next To His Name Certifies Who Sat On The UDC And That The Completed Report Accurately Reflects The UDC Proceedings.)

Chairman (Typed Name/signature)

Member (Typed Name)

Member (Typed Name)

000013



UNITED STATES GOVERNMENT
MEMORANDUM
FEDERAL BUREAU OF PRISONS
F.C.I. THREE RIVERS TX. PO BOX 4000

DATE: February 07, 2001

REPLY TO: *D. Romero*
D. Romero, Recreation Specialist (detail for training)

SUBJECT: Assault On Inmates

TO: Lt. Rannefield

On February 06, 2001, at approximately 7:10 PM, I Recreation Specialist Romero, while at the metal detector monitoring inmate traffic entering/exiting the recreation yard during the open compound. After completing the 7:00 PM move, I was en route back to the recreation yard when the incident occurred. I witness inmate Martinez #71774-079, running from the inside patio area past the recreation corridor gate being chased by an undetermined amount of inmates behind him. Inmate Martinez, fell to the ground in a fetal position outside the recreation corridor gate. Mr Martin notified control by radio and I ran to lock the recreation corridor gate. I witness inmate Castro, Francisco #07170-081 and another unknown inmate assaulting inmate Martinez. The unknown inmate ran back inside the patio area after striking inmate Martinez with a closed fist several times. Inmate Castro #07170-081 continued to assault inmate Martinez with his closed fist, kicking him several times, then ran back inside the patio area. I yelled at inmate Castro to stop but he did not comply. I was attempting to lock the recreation corridor gate while an undetermined amount of inmates were pushing the gate for inmate Castro #07170-081 to run back inside the patio area after assaulting inmate Martinez.

There was an inmate Maldonado, Tomas #02691-079, begging me to let him out before I locked the gate, he stated "their gonna get me." I allowed Maldonado #02691-079 access through the corridor gate then locked the gate with the assistance of Mr Martin. We waited for additional staff to arrive before proceeding inside the patio area. There was an undetermined amount of inmates running around in the patio area.

When additional staff arrived I proceeded to the outside recreation area where I encountered inmate Castro, Felipe #25117-177 laying unconscious, outside the weight pile with facial injuries. I also observed inmate Garza, Luis #92434-079, he had been assaulted he was walking from behind the sit up benches located outside the wellness area. I was telling inmate Garza to sit down but he was incoherent, his entire left side of his face was swollen, bloody and was unable to walk without assistance. The medical staff arrived inmates had to be carried out on stretchers.

000014



U.S. Department of Justice

Federal Bureau of Prisons

Three Rivers, Texas 77071

February 7, 2001

MEMORANDUM TO: H. Allen Beard, Jr., Captain

FROM: R. Webster, Lieutenant

SUBJECT: Assault in Recreation

On February 7, 2001, at approximately 7:10 p.m., Recreation Staff observed a large number of Hispanic inmates grouped together and running near the bocce ball court. Upon responding to the area, they discovered inmate Castro-Ontiveros, Felipe #25117-177 on the ground from an apparent assault. Inmate Garza, Luis #92434-079, was also found laying on the ground near the bocce ball court area. Both inmates appeared to have sustained head injuries. Inmates Garza and Castro were escorted to Health Services and subsequently transported to Spohn Hospital, Beeville, by ambulance. Responding staff conducted a census of all inmates in the Recreation Yard, video taping each inmate. Both inmates were examined by ER personnel and airlifted to Spohn Corpus Cristi Hospital for further treatment. Inmates Jaime, Jose #89539-079 and Martinez-Orozco, Jesus #71774-079, were also found to have injuries. _____ indicate inmate Garza was struck in the head by a bocce ball. Initial investigation revealed several, up to 40, inmates of the _____ assaulted _____. The following is a list of chronological events:

7:10 pm: Staff call for assistance at Recreation.
7:15 pm: Control Calls 911 for ambulances to be dispatched to the institution to transport inmates Castro and Garza to Spohn Hospital, Beeville.
7:30 pm: Institution look-down is initiated.
8:00 pm: SIS staff and Captain arrive at the institution. Census is conducted of all inmates on the Recreation Yard. Recreation Yard is secured as a crime scene.
8:05 pm: Inmate Castro departs the institution via ambulance.
8:18 pm: Inmate Garza departs the institution via ambulance.
8:35 pm: Warden arrives at institution. Inmates identified as _____ on the Recreation Yard are placed in the Special Housing Unit.
9:15 pm: Mass interviews are initiated.

000015



UNITED STATES GOVERNMENT
FEDERAL BUREAU OF PRISONS
FEDERAL CORRECTIONAL INSTITUTION
P.O. BOX 500
THREE RIVERS, NJ 07093

DATE: 02-07-01

A handwritten signature in black ink, appearing to read "D. Esparza", is written over the date and extends into the "TO" field.

Reply TO ATTN OF: D. Esparza, Senior Officer Specialist

SUBJECT: Fight on recreation yard

TO: J. Ramefeld, Operations Lieutenant

On 02-06-01 at approximately 7:09 p.m. Willie Martin, Recreation Specialist called for assistance on the recreation yard. Stating that there was a fight between gangs. As this was occurring this reporting officer was stationary on the berm overlooking the recreation yard in the outside perimeter vehicle # 2. I was unable to observe the altercation due to my view being blocked by the hand ball court walls. Immediately staff requested medical staff. Upon arrival of J. Ramefeld, Operations Lieutenant at approximately 7:11p.m. he requested local EMS. Two inmates were then taken to medical. Local local EMS arrived at approximately 7:24 p.m. Later at approximately 8:30p.m. both inmates were transported by local EMS to an outside hospital.

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Protective Custody
I-0678

WITNESS INTERVIEWS

On February 10, 2001, at 9:00 a.m., the SIS Office conducted an interview with inmate Coleman #76988-079. Inmate Coleman provided the following statement: I was playing basketball on the outdoor basketball court. Fifty _____ started running from the handball court. One inmate got hit with a pipe or something. Another inmate by the weight cage got seriously assaulted. I ran towards the indoor basketball area as the _____ were behind me. I thought they were after us, _____ A little bald headed inmate got hit with a pipe or something near the large gates near the officers station. About six inmates jumped him.

Inmate Coleman was provided a photograph spread sheet and provided the following information. Inmate Coleman stated inmate Hernandez Mendez #50118-079, was the first inmate to assault inmate Castro by the weight cage. He stated he observed inmate Acosta-Licea by the handball court, but did not see him fighting. Coleman stated he observed inmate Marrufo-Ortiz assaulting inmate Castro by the weight pile by hitting with a bocci ball. Inmate Acuna was observed assaulting inmate Castro by the weight pile. Inmate Giles-Rodriguez was observed assaulting inmate Castro also. Inmate Coleman stated he observed inmate Garcia-Becerra digging a knife out of the dirt before the assault occurred. He stated he observed inmate Benitez-Dominguez also digging in the dirt looking for a knife. Coleman said inmate Garcia-Aguilar assaulted inmate Garza near the ice machine.

On February 10, 2001, at 9:20 a.m., the SIS Office conducted an interview with inmate Frazier #46222-079. Inmate Frazier provided the following statement: i was working out near the pull up bars. Several Mexican inmates started running around, so I made my way up front to get out of the way of things. I did not see any inmates fighting with weapons. I don't know who they were after, but there were two Mexican inmates hauled out of the Recreation Yard on stretchers.

On February 10, 2001, at 9:40 a.m., the SIS Office conducted an interview with inmate Garcia #04163-180. Inmate Garcia made the following statement: I was at the bocci ball court when I saw people running from the handball court. There were a bunch of Mexican inmates fighting. I could not recognize who was fighting because there were so many of them. Some of the inmates grabbed bocci balls and took them into the fight. I would not want to testify in court.

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Protective Custody
I-0678

On February 10, 2001, at 9:45 a.m., the SIS Office conducted an interview with inmate Gaytan #54862-198. Inmate Gaytan stated the [redacted] got word a week ago about an assault on [redacted] by the [redacted] and [redacted] in Leavenworth. Inmate Gaytan said the [redacted] gang members did not back up the [redacted] on their assault on the Texas Syndicate.

On February 10, 2001, at 9:50 a.m., the SIS Office conducted an interview with inmate Hammons #29501-077. Inmate Hammons provided the following statement: I was playing bocci ball with another inmate on the bocci ball court closest to the weight cage. I saw hordes of Mexican inmates running my way from the handball court. Half of them went around the weight cage and trapped two guys. Thirty to fourty of them attacked one guy playing dominoes. He got up and started knocking them down. He made his way to the inside basketball court for more room. Another inmate grabbed a bocci ball and ran towards the inmate getting assaulted by the wall near the bikes. He threw the bocci ball at his head. I could not recognize him. One inmate got hit with a red water jug. The water jug ended up near the soccer field. One inmate from Jim Wells A was leading the group assaulting one inmate. (Inmate Castro). Another inmate involved had a [redacted] tattoo on his neck. It appeared the [redacted] jumped the [redacted] I don't know why it happened, the [redacted] don't run anything on the yard. I think the [redacted] would get hurt if they returned to the compound. People don't like what they did to the [redacted]

On February 10, 2001, at 9:50 a.m., the SIS Office conducted an interview with inmate Hodges #09177-035. Hodges provided the following statement: I was in the weight cage working out when I heard people running. I saw a large group of Mexican inmates running. Half of them went towards the bocci ball court, half went around the weight cage like it was planned.

On March 7, 2001, at 11:40 a.m., the SIS Office conducted an interview with inmate Brock #10471-035. Inmate Brock was provided a photograph spread sheet for identifying inmates. Brock made the following statement: I was sitting on the bleachers when I saw a large group of Mexican inmates by the handball court. One guy, (Castro) was being assaulted by several inmates. Inmate Lopez-Lopez #03511-188, was striking him with a water cooler. The cooler was bluish green with a white top. Inmate Castro-Guzman #07170-081, was kicking inmate Castro. Inmate Giles-Rodriguez #07267-081, was kicking inmate Castro. Inmates De Jesus Flores #11799-051, and ..#45..were also involved in the assault.

On March 7, 2001, at 10:00 a.m., the SIS Office conducted an interview with inmate Alvarez #62648-080. Inmate Alvarez provided the following statement: I went to the Recreation Yard at 7:00 p.m., and went to use the restroom when I saw several inmates fighting. I could not recognize the inmates fighting, nor would I identify them. I saw one inmate by the first name of "Jesus", on the ground being assaulted by about ten inmates.

On March 7, 2001, at 11:00 a.m., the SIS Office conducted an interview with inmate Cabrera #93405-079. Inmate Cabrera provided the following statement: I was lifting weights when I saw a group of inmates walk towards the handball court. They came back with even more inmates. About twenty to thirty inmates come running from behind the weight cage and started kicking an inmate by the bicycles. He covered up on the ground as they were kicking him. One inmate was

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Protective Custody

I-0678

hitting him with a red cooler. I think the cooler was left out there by the track. During the assault, one guy came back to the one on the ground and hit him in the face with a bocci ball. He picked up the ball and struck the guy on the ground again in the head. The guy with the bocci ball said, "Thats what you get for messing with [redacted] . I then saw several inmates kicking an inmate by the wall near the bicycles. ✓

000019

	INFLECTED WOUNDS ON SELF/OTHERS	
	ENFORCEMENT OF INSTITUTION REGULATIONS	
	PREVENTION OF A CRIME	
	APPREHENSION OF ONE WHO HAS COMMITTED A CRIME	
	OTHER (SPECIFY)	
LIST FULL NAME OF ALL PRINCIPLE STAFF INVOLVED IN INCIDENT		
CONFRONTATION AVOIDANCE STAFF (NAME AND TITLE) -- PRESS ENTER AFTER EACH NAME/TITLE		
FORCE CELL TEAM MEMBERS, IF USED (NAME AND TITLE) -- PRESS ENTER AFTER EACH NAME/TITLE		
WAS THE INCIDENT VIDEOTAPED SEQUENTIALLY AS OUTLINED IN THE CORRECTIONAL SERVICES MANUAL? (YES/NO)		
IF NO, EXPLAIN WHY NOT, AND INDICATE AT WHAT POINT TAPING DID BEGIN.		
INDICATE TAPE ECN (EVIDENCE CONTROL #)		
SECTION 6: DESCRIPTION OF INCIDENT		
DESCRIPTION OF INCIDENT (IF USE OF FORCE, INCLUDE DETAILS, SUCH AS NAME OF THE SUPERVISOR APPLYING THE CHEMICAL AGENT AND/OR RESTRAINTS, REASONS FOR USE OF HARD RESTRAINTS INSTEAD OF SOFT RESTRAINTS, ETC.		
<p>On February 6, 2001 at approximately 7:06 p.m., Recreation Yard staff observed a commotion and several inmates running near the Bocci ball/Weight cage area. Upon responding, they observed inmate Castro-Ontiveros, Felipe #25117-177, lying on the ground bleeding from head injuries. Inmate Garza, Luis #92434-079, was also found nearby, lying on the ground bleeding from head injuries. Responding staff secured the Recreation Yard and transported inmates Garza and Castro-Ontiveros to the Health Services Unit. Medical staff conducted injury assessments on both inmates and determined they sustained severe head trauma. Both inmates were transported to Spohn Beeville Hospital by ambulance for treatment and were subsequently airlifted to Spohn Memorial Hospital, Corpus Christi, for further treatment. A census was conducted of all inmates on the Recreation Yard and checked for injuries. Inmates Jaime, Jose #89539-079, and Martinez-Orosco, Jesus #71774-079, both Texas Syndicate members, were found to have facial injuries. They were examined by medical staff and placed in the Special Housing Unit. Preliminary investigation revealed at least 40 Border Brother gang members assaulted inmates Garza, Castro-Ontiveros, Jaime and Martinez-Orosco. The assault was a result of Border Brother gang members attacking Texas Syndicate gang members. The institution was locked down and additional staff recalled to the institution. All identified Border Brother gang members and associates were placed in the Special Housing Unit. All identified Texas Syndicate gang members and associates were also placed in the Special Housing Unit. The FBI was notified and responded to the institution at approximately 10:00 p.m. The institution remains on lock down status pending further investigation.</p>		

ROUTING: REGION/REGIONAL DIRECTOR; REGION/CORR SVCS; BOP-DIR/DIRECTOR;
BOP-CPD/CORR SVCS 583S AND 586S; BOP-HSD/ASSISTANT DIRECTOR

FILE: CAPTAIN; INMATE CENTRAL FILE

000020

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

P.S. 1380.05
August 1, 1995
Attachment N, Page 1

FCI Three Rivers
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Williams, Grey Reg. No. 76893-09 Unit/Cell KB-124
Detail: Kitchen Topic of Interview: _____
Place of Interview: Kane Unit Center Office
Date & Time of Interview: 2-7-01 12:04 pm

1. Do you know the victim? NO From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? Recreation Yard around 6 pm to 8 pm
What were you doing? Playing basketball
How long had you been there? Since 6:00 pm.
Who saw you in the area? Other inmates
3. What do you know about the incident? (Explain): I just saw people
crowding up so I got out of the way.
4. Do you know what happened? (Explain): NO, I went to the
front gate.
5. Did you see the weapon? (Describe): NO
6. What have you been told about the incident? (By whom?): Nothing

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U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

to P.S. 1380.05
August 1, 1995
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7. Name of the alleged assailant(s): Don't know
Name: _____ Reg. No. _____ Unit _____
Nickname: _____ Assignment: _____
Race: _____ Age: _____ Height: _____ Weight: _____
Color of Hair: _____ Color of Eyes: _____
Clothing Worn: _____
Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

I was playing basketball.

9. If you knew anything about the incident would you tell us? Yes ☒ No ☐

10. Is there anything else we should be asking you? Yes ☐ No ☒

11. Is there anything else you wish to tell us? Yes ☒ No ☐

12. Interviewers comments: _____

Name of Interviewer: RICHARD A. BARNETT (Print) Witness: _____ (Print)
[Signature] (Signature) _____ (Signature)
ESW (Title) _____ (Title)

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U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

P.S. 1380.05
August 1, 1995
Attachment N, Page 1

JCI TRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Alford, Robert Reg. No. 02020-081 Unit/Cell 94u
Detail: Compound Topic of Interview: Assault 2-6-01
Place of Interview: Jw office
Date & Time of Interview: 10/1/95

1. Do you know the victim? no From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? coming back from the yard.
What were you doing? _____
How long had you been there? _____
Who saw you in the area? _____
3. What do you know about the incident? (Explain): no
4. Do you know what happened? (Explain): no
5. Did you see the weapon? (Describe): no
6. What have you been told about the incident? (By whom?): nothing

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U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

U.S. 1380.05
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Name of the alleged assailant(s): _____

Name: _____ Reg. No. _____ Unit _____

Nickname: _____ Assignment: _____

Race: _____ Age: _____ Height: _____ Weight: _____

Color of Hair: _____ Color of Eyes: _____

Clothing Worn: _____

Any other descriptive identifying marks, scars, tattoos, etc.? _____

A detailed account of your activities/location for two hours prior to discovery of the victim:

If you knew anything about the incident would you tell us? Yes _____ No _____

Is there anything else we should be asking you? Yes _____ No _____

Is there anything else you wish to tell us? Yes _____ No _____

Interviewers comments: He said he felt something was going to happen but he left at your recall.

If Interviewer: J. W. Proctor Witness: _____

(Print)

(Print)

(Signature)

(Signature)

(Title)

(Title)

Interview Ended: 10:42

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U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

P.S. 1380.05
August 1, 1995
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FCT TRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Gomez Reg. No. 05760-00 Unit/Cell Unit A/117
Detail: ORD MAJ Topic of Interview: Flight Rec YARD
Place of Interview: Unit A Beaumont
Date & Time of Interview: 2-7-01 2:36

1. Do you know the victim? _____ From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? ON REC YARD FROM 6:00 AM TO 7:00 PM ON TRAIL
What were you doing? LEFT YARD AT 7:00 PM - INMATE STATES HE CALLED
How long had you been there? SAW A CROWD OF PEOPLE AT BACK OF HALLWAY
Who saw you in the area? SAW + (SAYS YOU COULD TELL SOMETHING WAS GOING ON)
WITH THE TS, 2 INMATES WERE TALKING TO ABOUT 15 MIN
COULD IDENTIFY PICTURE OF INMATES
3. What do you know about the incident? (Explain): Nothing
4. Do you know what happened? (Explain): _____
5. Did you see the weapon? (Describe): _____
6. What have you been told about the incident? (By whom?): Nothing

THIS INMATE SAYS HE CAN IDENTIFY INMATES.

000025

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

P.S. 1380.05
August 1, 1995
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7. Name of the alleged assailant(s): _____
Name: _____ Reg. No. _____ Unit _____
Nickname: _____ Assignment: _____
Race: _____ Age: _____ Height: _____ Weight: _____
Color of Hair: _____ Color of Eyes: _____
Clothing Worn: _____
Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

9. If you knew anything about the incident would you tell us? Yes ☒ No _____

10. Is there anything else we should be asking you? Yes _____ No ☒

11. Is there anything else you wish to tell us? Yes _____ No _____

12. Interviewers comments: _____

Name of Interviewer: BROWN (Print) Witness: _____ (Print)

Brown (Signature) _____ (Signature)

Counselor (Title) _____ (Title)

Time Interview Ended: _____

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U.S. DEPARTMENT OF JUSTICE
Federal Bureau of Prisons

P.S. 1380.05
August 1, 1995
Attachment N, Page 1

FCI Three Rivers
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Hammmons Reg. No. 29561-077 Unit/Cell JWA/2960
Detail: Facilities / Plant Topic of Interview: Disturbance / Rec yard
Place of Interview: Counselors Office / JWA
Date & Time of Interview: 2-6-01

1. Do you know the victim? _____ From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? bocci court
What were you doing? playing bocci ball with Purdue (Lo)
How long had you been there? through the whole thing
Who saw you in the area? _____
3. What do you know about the incident? (Explain): bocci court - about 80
mexicans jumped on 3 mexicans - I got out of the way,
we went by the horsehoe pit. The body builders were
doing the work. I saw one (the one in front on the weight cage)
they hit him in the head with a bocci ball.
4. Do you know what happened? (Explain): _____

5. Did you see the weapon? (Describe): one got smacked with a
red water jug. that ended up by the soccer
field.
6. What have you been told about the incident? (By whom?): _____

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tall slim guy - bal' head ^(Identified as Castro-Guzman) they attacked
 one had BB tattooed under his right ear to guy by the
 tables

U.S. DEPARTMENT OF JUSTICE
 Federal Bureau of Prisons

P.S. 1380.05
 August 1, 1995
 Attachment N, Page 2

7. Name of the alleged assailant(s): _____
 Name: _____ Reg. No. _____ Unit _____
 Nickname: _____ Assignment: _____
 Race: _____ Age: _____ Height: _____ Weight: _____
 Color of Hair: _____ Color of Eyes: _____
 Clothing Worn: _____
 Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

9. If you know anything about the incident would you tell us? Yes ☒ No ☐

10. Is there anything else we should be asking you? Yes ☐ No ☒

11. Is there anything else you wish to tell us? Yes ☐ No ☐

it was

Interviewers comments:

If M Galego #90252-079 looks like a guy they
tried to get over where they play cards - he fought about
15 off - (Probably Jaime, they look alike)
Castro-Guzman was leading the pack

of Interviewer: M. ANDERSON
 (Print)
[Signature]
 (Signature)
LT
 (Title)

Witness: _____
 (Print)

 (Signature)

 (Title)

000028

2328

Cokerman

76988-079

Karnes.

here 2 1/2 yrs.

18 months ago. Drugs.

No gangs.

would Testify in Court.

Playing basket ball - outdoor.

Saw Essays go to handball court. - 'BB' over 30.

I saw one hit one with pipe or something

Saw guy by weight cage gate get fucked up.

I ran towards Indoor Basket ball they were behind us,
thought they were after us.

- Little Bald headed dude got hit with a pipe
or something at Office gates (metal) going into Rec.
about six jumped him

- Guy by weight cage, one guy hit him, others
started kicking him.

- One guy lived in 218 K-B was 1st one to
hit guy by weight cage

- didn't see others getting hit.

- Can identify others by picture.

- BB's hit TS

road club - cooler

1st to hit guy by cage
Saw Acosta by handball court. didn't see fighting.

as
assaulting guy by ice machine w/ ball

ran by me hitting guy by weight file

hit file - assaulting

000029

U.S. DEPARTMENT OF JUSTICE
Federal Bureau of PrisonsP.S. 1380.05
August 1, 1995
Attachment N, Page 1Arrived at the
Institution a week and
a half ago.TRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Cabrera - Pris Reg. No. 93465-019 Unit/Cell K-A 112
 Detail: Unassigned Topic of Interview: Assault FS/A1
 Place of Interview: Karnes Center Office
 Date & Time of Interview: 2/6/01 10:45 PM

K01-125

1. Do you know the victim? No From where? []
 Did you see him/her today? If so, when? Where?
 With whom? N/A
 By what name do you know the victim?
2. Where were you at the time of the incident? Weight Pile
 What were you doing? Lifting weights
 How long had you been there? 45 minutes
 Who saw you in the area? A Lot of people
3. What do you know about the incident? (Explain): 30-40 inmates
jumped two inmates. Don't Fuck with
"La Raza". The crew it means. they said.
4. Do you know what happened? (Explain): I saw them kick him in
the upper torso and head area. They threw the
ball at the guy very hard striking him in the
head
5. Did you see the weapon? (Describe): yes, I did.
6. What have you been told about the incident? (By whom?): I was there.

000030

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7. Name of the alleged assailant(s): No
Name: _____ Reg. No. _____ Unit _____
Nickname: _____ Assignment: _____
Race: _____ Age: _____ Height: _____ Weight: _____
Color of Hair: _____ Color of Eyes: _____
Clothing Worn: _____
Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

9. If you knew anything about the incident would you tell us? Yes X No _____

10. Is there anything else we should be asking you? Yes _____ No X

11. Is there anything else you wish to tell us? Yes X No _____

12. Interviewers comments: _____

me of Interviewer: Heal Witness: _____
(Print) (Print)

(Signature) (Signature)

(Title) (Title)

000031

7 Labra 93405.079 <A K01-125
FS/AM

Was lifting weights when he saw
a large group of inmates (black, mexican
white) walking back & forth outside
weight lifting cage & ab machines. He
observed numerous (more than 30) inmates
hitting inmate with ^(Red) water jugs, lacai ball
& kicking. inmates were not using
fists they were kicking & throwing objects
at the victim. Inmate Cabrera feels
fingerprints may be found on ball.

000032

- K-A.

- here month

- 9 yrs to go.

- was lifting weights

- 20-30 people running from behind
weight cage. went to handball court 1st came
back w/ more of them. started kicking
guy by bicycles he went down by
weight cage door. covered up.

Saw one guy w real cooker, cooker
was left near corner of cage, moved
out towards track.

One guy came back, threw bocci ball
down onto guys face, right side near chin.

But guy grabs ball again, hits him
in head. guy said "That's what
you get for messing w/ La Raza."

Then I saw them kicking guy by wall.

Cabrera
93405-079

3-7-01

11/11 (P)

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Attachment N, Page 1Beaver, Dedrick TRV
03018-180 INSTITUTION

MASS INTERVIEW FORM

K03-096

Interview of Inmate: Brock, Damione Reg. No. 10471-035 Unit/Cell 127u

Detail: _____ Topic of Interview: _____

Place of Interview: _____

Date & Time of Interview: _____

1. Do you know the victim? _____ From where? _____

Did you see him/her today? _____ If so, when? _____ Where? _____

With whom? _____

By what name do you know the victim? _____

2. Where were you at the time of the incident? _____

What were you doing? _____

How long had you been there? _____

Who saw you in the area? _____

* 3. What do you know about the incident? (Explain): I was sitting on the bleacher
when it kicked off. About 50 or 60 hispanics started
grouping up. Then the fight started by the cage.
One hispanic was getting the shit kicked out of him

4. Do you know what happened? (Explain): by about 20 or so others. He looked dead to me
I did not ~~know~~ know anyone, I heard
they were BB's.

5. Did you see the weapon? (Describe): _____

6. What have you been told about the incident? (By whom?): _____

000034

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Name of the alleged assailant(s): _____

Name: _____ Reg. No. _____ Unit _____

Nickname: _____ Assignment: _____

Race: _____ Age: _____ Height: _____ Weight: _____

Color of Hair: _____ Color of Eyes: _____

Clothing Worn: _____

Any other descriptive identifying marks, scars, tattoos, etc.? _____

A detailed account of your activities/location for two hours prior to discovery of the victim:

If you knew anything about the incident would you tell us? Yes _____ No _____

Is there anything else we should be asking you? Yes _____ No _____

Is there anything else you wish to tell us? Yes _____ No _____

Interviewers comments: _____

Interviewer: _____

(Print)

(Signature)

(Title)

Witness: _____

(Print)

(Signature)

(Title)

Interview Ended: _____

000035

20

Brook
10471-035
37-01
11:40 AM

K-B.

here 4 months

130 months to go.

Drug trafficking.

Was sitting on Bleachers, went out
right after chow. w/beaver

saw large group of mex by hardball

court. Saw them assault one guy

saw other guy after fight.

Saw guy by cage getting stomped, hit
w/ water jug.

identified #21 \$30

was hitting guy w/ water cooler
w/ white top, bluish green base.

was kicking along w/ rest of them.

kicking by cage
also in mix.

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FCI TRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Diaz-Akarez, S Reg. No. 83514080 Unit/Cell 984
Detail: Ord MCA Topic of Interview: Assault
Place of Interview: MCA
Date & Time of Interview: 2/7/01 1230

1. Do you know the victim? _____ From where? _____

Did you see him/her today? _____ If so, when? _____ Where? _____

With whom? _____

By what name do you know the victim? _____

2. Where were you at the time of the incident? Walking on track

What were you doing? Walking

How long had you been there? 5:45pm until lockdown

Who saw you in the area? None

3. What do you know about the incident? (Explain): I saw a bunch

of people outside on basketball
court, mostly Hispanic

4. Do you know what happened? (Explain): I think somebody

fight.

5. Did you see the weapon? (Describe): no

6. What have you been told about the incident? (By whom?): none told

me nothing

000037

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7. Name of the alleged assailant(s): Don E. Know

Name:

Reg. No.

Unit

Nickname:

Assignment:

Race:

Age:

Height:

Weight:

Color of Hair:

Color of Eyes:

Clothing Worn:

Any other descriptive identifying marks, scars, tattoos, etc.:

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

At 5:30pm I was in the shift, then I went to shower then I came back to the unit I went to the track.

9. If you know anything about the incident would you tell us? Yes ☒ No ☐

10. Is there anything else we should be asking you? Yes ☐ No ☒

11. Is there anything else you wish to tell us? Yes ☐ No ☒

12. Interviewers comments:

Pedro Aguirre, MX
donias gang ties

Name of Interviewer:

K. Heritago
(Print)

Witness:

(Print)

K. Heritago
(Signature)

(Signature)

Law
(Title)

(Title)

000038

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FCI TRW
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Diaz Sergio Reg. No. 83514080 Unit/Cell MA-98
Detail: Unit Orderly Topic of Interview: _____
Place of Interview: MC Unit
Date & Time of Interview: 2-06-01 10:45

1. Do you know the victim? _____ From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? Rec Yard on the track
What were you doing? Since 5:30 pm, walking
How long had you been there? _____
Who saw you in the area? _____
3. What do you know about the incident? (Explain): I was walking & I saw them gathering at basketball court.
4. Do you know what happened? (Explain): Fight
5. Did you see the weapon? (Describe): No.
6. What have you been told about the incident? (By whom?): That there was a fight.

000039

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7. Name of the alleged assailant(s): Dona Know who was involved
 Name: _____ Reg. No. _____ Unit: _____
 Nickname: _____ Assignment: _____
 Race: _____ Age: _____ Height: _____ Weight: _____
 Color of Hair: _____ Color of Eyes: _____
 Clothing Worn: _____
 Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:
Went to eat & then went to
walk @ track.

9. If you knew anything about the incident would you tell us? Yes ☒ No ☐

10. Is there anything else we should be asking you? Yes ☐ No ☒

11. Is there anything else you wish to tell us? Yes ☐ No ☒

12. Interviewer's comments: _____

Name of Interviewer: _____

Miller Gwigardo
 (Print)
Miller Gwigardo
 (Signature)

(Title)

Witness: _____

(Print)

(Signature)

(Title)

10:50 am.

000040

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INSTITUTION

MASS INTERVIEW FORM

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Interview of Inmate:

Detail: Med 000 Frazier

Place of Interview:

Date & Time of Interview: Food Service

Topic of Interview:

Reg. No. 46222-079

Unit/Cell LOB/208
Disturbance on Rec Yard

2-6-01 / 2156

1. Do you know the victim?

Did you see him/her today?

From where?

With whom?

If so, when?

By what name do you know the victim?

Where?

2. Where were you at the time of the incident?

What were you doing?

How long had you been there?

Who saw you in the area?

at the pollup / dip bars in rec
just came out of night pile and made my
way to the front

3. What do you know about the incident? (Explain):

about 25, 30, 40 (Mexicans)
near the shed right before the night pile - people started
running to get out of the way

4. Do you know what happened? (Explain):

happened. No, didn't hear what

5. Did you see the weapon? (Describe):

No

6. What have you been told about the incident? (By whom?):

No one

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7. Name of the alleged assailant(s): _____
 Name: _____ Reg. No. _____ Unit _____
 Nickname: _____ Assignment: _____
 Race: _____ Age: _____ Height: _____ Weight: _____
 Color of Hair: _____ Color of Eyes: _____
 Clothing Worn: _____

Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim: _____

9. If you knew anything about the incident would you tell us? Yes _____ No ☒

10. Is there anything else we should be asking you? Yes _____ No ☒

11. Is there anything else you wish to tell us? Yes _____ No ☒

12. Interviewer's comments: _____

M. Anderson
 (Print)
M. Anderson
 (Signature)
 LT
 (Title)

Witness: _____

(Print)

(Signature)

(Title)

Interview Ended: _____

2200

000042

2

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INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Hodges Reg. No. 09177-035 Unit/Cell JWA/206L
 Detail: HVAC Topic of Interview: Disturbance / Rec yard
 Place of Interview: Counselors Office / JWA
 Date & Time of Interview: 2-6-01 2331

1. Do you know the victim? _____ From where? _____
 Did you see him/her today? _____ If so, when? _____ Where? _____
 With whom? _____
 By what name do you know the victim? _____
2. Where were you at the time of the incident? weight pile
 What were you doing? lifting weights
 How long had you been there? from rec move until the CO took us out
 Who saw you in the area? _____
3. What do you know about the incident? (Explain): identified Repps #76756-079 was beating the guy in front of the cage. There were about 70, they split into 2 groups and surrounded two guys - The guy by the weight pile was being kicked, he stood up and took a swing, then got hit w/ a bocci ball.
Do you know what happened? (Explain): The inmates took off by the baseball diamond when the CO's came.
5. Did you see the weapon? (Describe): I saw the last guy that ran off when the CO came - he was the one that hit the dude with a bocci ball.
6. What have you been told about the incident? (By whom?): _____

The group split up and surrounded the two guys in front of the weight pile. The one guy split off and went to the roller tables.

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7. Name of the alleged assailant(s): _____
Name: _____ Reg. No. _____ Unit _____
Nickname: _____ Assignment: _____
Race: _____ Age: _____ Height: _____ Weight: _____
Color of Hair: _____ Color of Eyes: _____
Clothing Worn: _____
Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

9. If you knew anything about the incident would you tell us? Yes _____ No _____

10. Is there anything else we should be asking you? Yes _____ No _____

11. Is there anything else you wish to tell us? Yes _____ No _____

12. Interviewers comments: _____

Name of Interviewer: _____

M. ANDERSON
(Print)
[Signature]
(Signature)
LT
(Title)

Witness: _____

(Print)

(Signature)

(Title)

Interview Ended: _____

000044

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FBI TRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: GAZMAN P. Reg. No. 86842-079 Unit/Cell JHA.
Detail: Recreation Area Topic of Interview: Fight in Regard
Place of Interview: JHA
Date & Time of Interview: 2-6-01 1123 PM

1. Do you know the victim? NO From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? AT THE REC YARD by
What were you doing? the gate waiting
How long had you been there? 10 minute
Who saw you in the area? Ms. Romero, Rec staff
3. What do you know about the incident? (Explain): nothing, I JUST HEARD
MS. ROMERO Radio going off
4. Do you know what happened? (Explain): NO.
5. Did you see the weapon? (Describe): NO
6. What have you been told about the incident? (By whom?): I just Heard the
noise

000045

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7. Name of the alleged assailant(s): _____
 Name: _____ Reg. No. _____ Unit _____
 Nickname: _____ Assignment: _____
 Race: _____ Age: _____ Height: _____ Weight: _____
 Color of Hair: _____ Color of Eyes: _____
 Clothing Worn: _____
 Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:

9. If you knew anything about the incident would you tell us? Yes ☒ No ☐

10. Is there anything else we should be asking you? Yes ☐ No ☒

11. Is there anything else you wish to tell us? Yes ☐ No ☒

12. Interviewers comments:

*Inmate states HE heard the
Traffic over MR. Romero Radio AND
stayed still*

Name of Interviewer: _____

(Print)

(Signature)

(Title)

Witness: _____

(Print)

(Signature)

(Title)

Time Interview Ended: _____

11/21 DRC

000046

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ITITRV
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Richardson, LD Reg. No. 23667-07 Unit/Cell 125U
Detail: Ord Topic of Interview: Assault
Place of Interview: MCB
Date & Time of Interview: 2/7/01 1050

1. Do you know the victim? NO From where? _____

Did you see him/her today? _____ If so, when? _____ Where? _____

With whom? _____

By what name do you know the victim? _____

2. Where were you at the time of the incident? in Rec Yard

What were you doing? in the gym watching basketball

How long had you been there? about 5 min after mass

Who saw you in the area? 2nd man

3. What do you know about the incident? (Explain): Nothing

4. Do you know what happened? (Explain): I saw a couple of guys on a stretcher

5. Did you see the weapon? (Describe): NO

6. What have you been told about the incident? (By whom): it could have been prevented if an off had been in the area (weight racks)

000047

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7. Name of the alleged assailant(s): NA

Name: _____ Reg. No. _____ Unit _____

Nickname: _____ Assignment: _____

Race: _____ Age: _____ Height: _____ Weight: _____

Color of Hair: _____ Color of Eyes: _____

Clothing Worn: _____

Any other descriptive identifying marks, scars, tattoos, etc.?

A detailed account of your activities/location for 72 hours prior to discovery of the victim:

IN a Sports Room - basket ball

9. If you knew anything about the incident would you tell us? Yes

10. Is there anything else we should be asking you? Yes _____ No _____

11. Is there anything else you wish to tell us? Yes

2. Interviewers comments: *[Handwritten signature]*

Name of interviewer: Heritage (Print) Witness: _____ (Print)
 _____ (Signature) _____ (Signature)
 _____ (Title) _____ (Title)

Interview Ended: 1:05:05

000048

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FBI, FBI
INSTITUTION

MASS INTERVIEW FORM

Interview of Inmate: Hynes, G Reg. No. 039605 Unit/Cell 1201
Detail: Facilities Topic of Interview: Phishing
Place of Interview: MA
Date & Time of Interview: 2/7/01 3:00pm

1. Do you know the victim? NO From where? _____
Did you see him/her today? _____ If so, when? _____ Where? _____
With whom? _____
By what name do you know the victim? _____
2. Where were you at the time of the incident? Weight Cage
What were you doing? Sitting on a bench
How long had you been there? lifting weights
Who saw you in the area? Ranged 4 guys out of
JW Farris & Hedges
3. What do you know about the incident? (Explain): was in the 1200
with a weight cage. No stuff
around at the fight. lasted a good
5-10 minutes
4. Do you know what happened? (Explain): bunch of guys got
in a fight
5. Did you see the weapon? (Describe): NO I saw Lt.
Brown kick a baseball
6. What have you been told about the incident? (By whom?): nothing

000049

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7. Name of the alleged assailant(s): don't know
Name: _____ Reg. No. _____ Unit _____
Nickname: _____ Assignment: _____
Race: _____ Age: _____ Height: _____ Weight: _____
Color of Hair: _____ Color of Eyes: _____
Clothing Worn: _____
Any other descriptive identifying marks, scars, tattoos, etc.? _____

8. A detailed account of your activities/location for two hours prior to discovery of the victim:
went to the rec yard on
the rec. main,

9. If you know anything about the incident would you tell us? Yes _____ No ☒

10. Is there anything else we should be asking you? Yes _____ No ☒

Is there anything else you wish to tell us? Yes _____ No ☒

Interviewers comments: Longview, TX denies
gang ties.

if Interviewer: K. H. H. H.
(Print)
[Signature]
(Signature)
CSW
(Title)

Witness: _____
(Print)

(Signature)

(Title)

Interview Ended: 3:55 pm

000050